



PATENT: Mail Stop AF  
Customer No. 22,852  
Attorney Docket No. 05859.0026-00000

**BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

In re Application of: )  
)  
Ernesto GAMBERINI ) Group Art Unit: 3651  
)  
Application No. 10/761,214 ) Examiner: R. Sharma  
)  
Filed: January 22, 2004 ) Confirmation No.: 2749  
)  
For: UNIT FOR FEEDING CAPSULES )  
ONTO A CAPSULE FILLING )  
MACHINE )

**Mail Stop AF**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**NOTICE OF APPEAL UNDER 37 C.F.R. § 41.31**

Sir:

Applicant appeals to the Board of Patent Appeals and Interferences from the  
Examiner's decision mailed September 1, 2006.

The items checked below are appropriate:

1. ☐ A Petition for extension of time to respond to the final rejection was filed on \_\_\_\_ extending the period for response to \_\_\_\_.
2. ☒ A Petition for extension of time to extend the period for response to January 1, 2007, is enclosed together with a fee of \$60.00.
3. ☒ The Appeal Fee of \$250.00 ☒ is enclosed or ☐ is to be charged to Deposit Account No. 06-0916.
4. ☒ A pre-appeal brief conference is requested. The request and supporting documentation are attached.

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Please grant any extensions of time required to enter this response and charge any additional required fees to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: December 11, 2006

By: Elizabeth M. Burke, Reg. No. 38,758  
for Denise L. Poy  
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